

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

INTERNATIONAL BUSINESS MACHINES CORPORATION, )  
Plaintiff, ) C.A. No. 16-122-LPS  
v. ) **JURY TRIAL DEMANDED**  
GROUPON, INC. )  
Defendant. )

**PLAINTIFF'S MOTION FOR LEAVE TO  
FILE AN AMENDED COMPLAINT**

Plaintiff International Business Machines Corporation (“IBM”) respectfully moves for leave to file an Amended Complaint to add LivingSocial, Inc. as a party to this action. The grounds for this motion are set forth in IBM’s letter brief submitted herewith.

Pursuant to D. Del. LR 15.1, a copy of the Amended Complaint is attached hereto as Exhibit 1, and a document showing a redline of the amendments against the prior pleading is attached as Exhibit 2. Pursuant to D. Del. LR 7.1.1, counsel for the parties conferred, and Defendant will oppose this Motion.

Respectfully submitted,

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  )  
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  )  
   Defendant. )

**[PROPOSED] ORDER**

At Wilmington this \_\_\_\_\_ day of \_\_\_\_\_, 2017, having considered  
Plaintiff's Motion for Leave to File an Amended Complaint;

IT IS HEREBY ORDERED that the Motion for Leave is GRANTED.

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Leonard P. Stark, Chief Judge